

Amia  
9/10/98

orig.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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ALFRED GEROSA and JOHN J. PYLILO, as  
Chairman and Co-Chairman, respectively,  
and Trustees of the CEMENT MASONS LOCAL 780  
FRINGE BENEFIT FUNDS as established by  
Collective Bargaining

CV-98-4231 (JBW)

Plaintiffs,

JUDGMENT BY  
DEFAULT

-against-

STAR FLITE CONSTRUCTION CORP. and  
THOMAS FELCON

IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ SEP 10 1998 ★

Defendants.

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P.M. \_\_\_\_\_  
TIME A.M. \_\_\_\_\_

This action having been commenced by the filing of a summons and complaint on June 15, 1998, and copies of the summons and complaint having been served by Bruce Kustka on the defendant STAR FLITE CONSTRUCTION CORP. by serving defendant corporation's general agent, Mr. Marino, and on defendant THOMAS FELCON by serving his co-worker, Mr. Marino, and by mailing on June 26, 1998. Said defendants having failed to appear, answer or otherwise defend in this action within the time permitted by law,

NOW, on motion of Kaming & Kaming, attorneys for plaintiffs, by Sean O'Donnell, it is

ORDERED, ADJUDGED AND DECREED that plaintiffs have judgment against defendants, STAR FLITE CONSTRUCTION CORP. and THOMAS FELCON, in the amount determined by the audit performed pursuant to this judgment to be due as and for past benefit contributions for the period July 1, 1996 to present with


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interest at 18% according to the collective bargaining agreement to present and liquidated damages in the amount of interest; plus costs and disbursements of this action in the amount of \$190.00; plus attorneys' fees in the amount of \$960.00.

ORDERED, ADJUDGED AND DECREED that plaintiffs have judgment for an order against defendants to cooperate and permit an audit of the books and records of the defendant corporation for the period July 1, 1996 to present and continuing.

Dated: New York, New York  
9/1, 1998

  
\_\_\_\_\_, U.S.D.J.